

personal courage to put the kill motion on, you see, if that's what he wants to do. I think we have had the gymnastics now. I've found out what you want to do and we'll just move her across and see what the next shot looks like. That means I oppose referring it to committee.

SPEAKER LUEDTKE: Senator Rasmussen. Chair recognizes Senator Rasmussen.

SENATOR RASMUSSEN: Mr. President, I'd certainly agree with Senator Lewis. There would be no object in sending this bill back. We've discussed it very fully here on the floor and it's had a hearing and I say, let's leave it go.

SPEAKER LUEDTKE: Chair recognizes Senator Cullan and then Senator Duis. Senator Duis.

SENATOR DUIS: Mr. President, I think that motion is out of order at the present time because we're still on the bill and there are amendments on the desk.

SPEAKER LUEDTKE: What rule are you referring to, Senator Duis?

SENATOR DUIS: Page 39, Rule 7.

SPEAKER LUEDTKE: Recommit is in order. You can't kill it but...

SENATOR DUIS: By what rule is recommit in order?

CLERK: Page 39. Read rule, When a question is under debate no motion shall be considered except one of the following: to recommit to a committee.

SENATOR DUIS: But on page 30, it gives the order in which they can be made and it's not in the order.

CLERK: This says when any question is under debate. I think it's in order.

SENATOR DUIS: This is a question, this particular piece of legislation and I think to amend would take precedence.

SPEAKER LUEDTKE: We have two rules...Chair recognizes Senator Duis to speak to the point.

SENATOR DUIS: I'm just merely referring to page 39, Rule 7. When a question is under debate, which is this particular bill, that that is the order.

CLERK: When a question is under debate, nothing shall be considered except motion to recommit to a committee.

SENATOR DUIS: OK, very fine.

SPEAKER LUEDTKE: I believe it's in order and I'm going to rule it's in order. We're debating the point of recommitting to committee. Chair recognizes, Senator Schmit's light is on.

SENATOR SCHMIT: Mr. President, the question has been called and I agree. I think we can read the rule book tonight. Let's vote on the issue.